

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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Writ Petition No.18844 of 2005

25-08-2005

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Between:

Maddineni Ramulu

... PETITIONER

AND

1.The The Additional Agent to the Government, (Project Officer,
ITDA) Bhadrachalam, Khammam District and others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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Writ Petition No.18844 of 2005

ORDER:

This writ petition is filed aggrieved by the inaction of the first respondent in passing orders on the stay petition pending disposal of the appeal filed by the petitioner.

According to the petitioner, he is the owner of land to an extent of Ac.9.27 gts in Survey No.21 of Nukkalampadu Village, Enkoor Mandal, Khammam District. The second respondent herein initiated proceedings under the A.P. Scheduled Areas Land Transfer Regulation, 1959 (for short 'the Regulations') against the petitioner and finally, after conducting an enquiry, passed an order of ejectment holding that the petitioner was in possession of the land in contravention to the provisions of the Regulations. Aggrieved by the same, the petitioner filed an appeal before the first respondent along with a stay petition. However, the first respondent has not passed any orders even on the stay petition. Therefore, the petitioner has come up with the present writ petition.

The learned counsel for the petitioner contended that as no stay orders are passed by the first respondent, the third respondent is attempting to evict the petitioner and hence sought for appropriate orders.

The learned Government Pleader for Social Welfare appearing for the respondents, however, contended that the ejectment order was passed in the month of April, 2005 while the appeal was filed in the month of August, 2005.

Heard both sides and considered the material on record.

In view of the fact that the appeal as well as the stay petition filed before the first respondent are pending and as no orders are passed even on the stay petition, it is appropriate for this Court to dispose of the writ petition directing the first respondent to dispose of the appeal filed by the petitioner within a period of three months from the date of receipt of a copy of this order. It is directed that till the appeal is disposed of by the first respondent, the third respondent is directed not to dispossess the petitioner from the land in question.

The writ petition is accordingly disposed of. No costs.

25.08.2005

Note: Send the operative portion by wire at party's costs.

(b/o)

VGB